

RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE EXAMINING GROUP 2619

Attorney Docket No. 9400-66 (030423)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: James William Rembert
Application No.: 10/747,735
Filed: December 29, 2003
For: METHODS, SYSTEMS, AND COMPUTER PROGRAM PRODUCTS FOR
ENCAPSULATING PACKET TRAFFIC ASSOCIATED WITH MULTIPLE
LAYER TWO TECHNOLOGIES

April 9, 2008

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC § 134, 37 CFR § 41.31, and MPEP § 1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated January 9, 2008 at least twice rejecting or finally rejecting claims 1-21.

Enclosed is a check in the amount of \$ _____ for the Appeal fee as provided by 37 C.F.R. § 41.20(b)(1). [Applicant claims small entity status. See 37 CFR § 1.27.]

Please first reapply any previously paid notice of appeal fee and appeal brief.

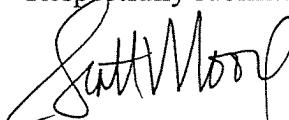
Payment by credit card is requested. Form PTO-2038 is attached.

A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.

Also enclosed: Pre-Appeal Brief Request for Review and Reasons in Support of Applicants' Pre-Appeal Brief Request For Review

The Commissioner is authorized to charge the Notice of Appeal fee and any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,


D. Scott Moore
Registration No. 42,011

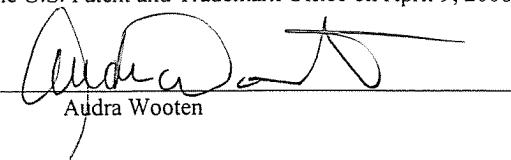
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CERTIFICATION OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on April 9, 2008.

Signature:



Audra Wooten